

city or town and board of education or trustees of the extended municipal school district in respect to declaring the result of such election; providing that if the proposition is defeated, no election for that purpose shall be ordered until after expiration of one (1) year from date of such election; providing that except as herein defined or limited, such school district, after separation from municipal control, shall have all powers of independent school districts and/or towns and villages incorporated for free school purposes only, conferred by Title 49, Revised Civil Statutes of Texas, of 1925, and amendments thereto; providing that the trustees of any independent school district, separated from municipal control, shall have power to levy and collect an annual school maintenance tax of not exceeding one (\$1.00) Dollar on the One Hundred (\$100.00) Dollars valuation, and not exceeding fifty (50) cents of which may be used to pay the principal and interest on all bonds issued or to be hereafter issued for school building purposes by any such independent school district; providing that nothing herein shall be construed as abrogating or repealing any existing maintenance tax and/or bond tax; providing that no increase in maximum rate of school maintenance tax and/or bond debt of any such districts shall be authorized until after an election shall have been held wherein a majority of the tax-paying voters, voting at said election, shall have voted in favor of said tax or the issuance of said bonds; providing that the bonds of any such district shall not exceed in amount seven (7) percentum of the assessed value of taxable property of such district; providing for the election of trustees of such school districts; providing for appointment and compensation of assessor and collector of taxes, and providing that city assessor and collector may be appointed to such office; providing that title to all school property shall immediately vest in the board of education or trustees of the school district; providing that all bonds and obligations of any such city or town, as an extended municipal school district, shall become obligations and debts of the independent school district at the time of separation from municipal control, and it shall not be necessary to call an election for the assumption of such debts;

providing that if any section or part of this Act is held unconstitutional, such decision shall not affect the validity of the remainder of this Act; providing this Act shall not repeal any existing law, and especially shall not repeal Chapter 302, General Laws of the Forty-first Legislature in 1929; nor shall it repeal Chapter 88, General Laws of the Forty-fourth Legislature, Regular Session of 1935; enacting provisions incident and relating to the subject and purpose of this Act, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

ATCHISON, Chairman.

### SEVENTH DAY

(Monday, November 4, 1935)

The House met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Stevenson.

The roll of the House was called, and the following Members were present:

Mr. Speaker	Dwyer
Adamson	England
Adkins	Fain
Aikin	Farmer
Alexander	Fisher
Alsup	Ford
Ash	Fox
Atchison	Frazer
Beck	Fuchs
Bergman	Gibson
Bradbury	Glass
Bradford	Good
Broyles	Graves
Burton	Gray
Butler of Brazos	Greathouse
Cagle	Hankamer
Calvert	Hanna
Canon	Hardin
Celaya	Harris of Archer
Clayton	Harris of Dallas
Collins	Head
Colson	Herzik
Cooper	Hill
Cowley	Hodges
Craddock	Hofheinz
Crossley	Holland
Davisson	Hoskins
of Eastland	Howard
Dickison	Huddleston
Dunagan	Hunt
Dunlap of Hays	Hunter
Dunlap of Kleberg	Hyder
Duvall	Jackson

James	Reader
Jefferson	Reed of Bowie
Jones of Falls	Reed of Dallas
Jones of Shelby	Riddle
Jones of Wise	Roach of Angelina
Keefe	Roach of Hunt
King	Roane
Knetsch	Roark
Lanning	Roberts
Latham	Rogers
Leath	Russell
Lemens	Rutta
Lindsey	Scarborough
Lotief	Sessions
Lucas	Settle
Luker	Shofner
Mauritz	Smith
McCalla	Stanfield
McConnell	Steward
McFarland	Stinson
McKee	Stovall
McKinney	Tarwater
Moffett	Tennyson
Moore	Thornton
Morris	Tillery
Morrison	Venable
Morse	Waggoner
Newton	Walker
Nicholson	Wells
Olsen	Westfall
Palmer	Wood of Harrison
Patterson	Wood of Montague
Payne	Worley
Petsch	Young
Pope	Youngblood
Quinn	

Absent

Colquitt Lange

Absent—Excused

Bourne	Fitzwater
Butler of Karnes	Hartzog
Caldwell	Jones of Atascosa
Daniel	Leonard
Davis	Padgett
Davison of Fisher	Spears

A quorum was announced present.

Rev. George W. Coltrin, Chaplain, offered the following invocation:

"Lord, we are walking in strange paths, and working in new fields. Wilt Thou enlighten our minds and guide our actions, to the end that the best possible results may be brought about, to Thy pleasure and for the good of our State. In Christ's name. Amen."

#### LEAVES OF ABSENCE GRANTED

The following members were granted leaves of absence on account of important business:

Mr. Bourne for today, on motion of Mr. Walker.

Mr. Jones of Atascosa for today, on motion of Mr. Young.

The following members were granted leaves of absence on account of illness:

Mr. Fitzwater for today and the balance of the week, on motion of Mr. Stovall.

Mr. Butler of Karnes for today, on motion of Mr. Dunlap of Kleberg.

Mr. Daniel for today, on motion of Mr. Harris of Dallas.

Mr. Davis for today, on motion of Mr. Bradbury.

Mr. Leonard for today, on account of illness in his family, on motion of Mr. Good.

#### HOUSE BILLS ON FIRST READING

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Stovall and Mr. Venable:

H. B. No. 92, A bill to be entitled "An Act levying a registration fee on secured debts; defining secured debts; providing a registration fee of thirty (30c) cents for each One Hundred (\$100.00) Dollars or major fraction thereof, on debts secured by real estate or by real estate and personal property maturing more than one year and not more than three (3) years from date; providing a registration fee on debts secured by personal property; etc., and declaring an emergency."

Referred to the Committee on Revenue and Taxation.

By Mr. Alexander:

H. B. No. 93, A bill to be entitled "An Act creating a special road law for Childress County, Texas, providing that said county may fund or refund the indebtedness outstanding against its road and bridge fund as of September 14, 1935, setting forth the method of operation; validating the indebtedness proposed to be funded or refunded; validating all acts and proceedings heretofore had by the commissioners court of said county and officers thereof, in respect to the funding or refunding of said indebtedness; etc., and declaring an emergency."

Referred to the Committee on Highways and Motor Traffic.

By Mr. McKinney and Mr. Leonard:

H. B. No. 94, A bill to be entitled "An Act providing for the compensation of criminal districts attorneys or county attorneys who perform the duties of district attorneys in those counties in which the commissioners courts elect to compensate such officers on a salary basis; fixing the compensation of criminal district attorneys or county attorneys who perform the duties of a district attorney and whose district is composed of one county only; providing the method of payment; providing for the disposition of fees, commissions and perquisites earned and collected by such criminal district attorney or county attorney; providing that this Act shall be cumulative of prior Acts, except where in direct conflict, especially with reference to assistants, and special investigators; providing for the payment of expenses of criminal district attorneys and county attorneys performing the duties of district attorneys when engaged in the actual discharge of their duties; reappropriating money to pay salaries and expenses authorized and incurred in this Act; providing for the validity of the remainder of this Act in the event any portion hereof is declared to be unconstitutional; and declaring an emergency."

Referred to the Committee on Counties.

#### MOTION TO SUSPEND CERTAIN RULE

Mr. McConnell moved that Section 7, of Rule XIII, of the House Rules, be suspended, at this time, for the purpose of making a motion to reconsider the vote by which the resolution offered by himself, relative to lobbying, was on last Friday, tabled.

The motion was lost.

#### DESIGNATING NOVEMBER 4, AS WILL ROGERS' DAY

The Speaker laid before the House for consideration at this time, the following resolution:

S. C. R. No. 7, Designating November 4, as Will Rogers' Day.

Whereas, November 4, 1935, has been designated as "Will Rogers' Day"; and

Whereas, Will Rogers was and is enshrined in the hearts of the people of the Nation, regardless of their station in life, as no other private citizen has ever been; now, therefore, be it

Resolved by the Senate of Texas, the House of Representatives concurring, That a joint session of fifteen minutes be held in the House of Representatives at 11:45 a. m., November 4th, for the purpose of paying our tribute of love and respect to the deathless memory of this man who loved all mankind; and be it further

Resolved, That a committee of five from the Senate be appointed by the Lieutenant Governor and five from the House of Representatives be appointed by the Speaker, to make all necessary arrangements for the joint meeting.

The resolution was read second time.

Mr. Morse offered the following amendment to the resolution:

Amend the resolution by striking out the hour and date on which the service is to be held.

The amendment was adopted.

Question recurring on the resolution, it was adopted.

In accordance with the above action, the Speaker announced the appointment of the following committee on the part of the House:

Messrs. Clayton, McFarland, Mauritz, Beck and Fisher.

#### RELATIVE TO RESOLUTION PERIOD

On motion of Mr. Harris of Dallas, the House dispensed with the consideration of resolutions at this time.

#### MOTION TO TAKE UP HOUSE BILL NO. 58

Mr. Farmer moved that the regular order of business be suspended, to take up and have placed on its second reading and passage to engrossment,

H. B. No. 58, A bill to be entitled "An Act to amend Section 3 of Chapter 241 of the General Laws of the Regular Session of the Forty-fourth Legislature of Texas, providing for allocating two-thirds of the net revenue from the cigarette tax to the Available School Fund and one-third of the net revenue from the cigarette tax to the Old Age Assistance Fund, and declaring an emergency."

The motion was lost.

## MESSAGE FROM THE SENATE

Austin, Texas, November 4, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House the Senate has passed the following:

S. B. No. 15, A bill to be entitled "An Act defining certain terms; providing for licensing of operators and chauffeurs; providing for certain exemptions; prohibiting issuance of licenses to certain persons; providing for instruction permits; making provision for non-resident drivers; providing what persons shall be licensed; providing for application for operator's and chauffeur's license; providing for signing of application of minors; providing for examination of applicants; and declaring an emergency."

Respectfully,

BOB BARKER,  
Secretary of the Senate.

## HOUSE BILL NO. 77 ON SECOND READING

On motion of Mr. Harris of Archer, the regular order of business was suspended, to take up and have placed on its second reading, and passage to engrossment,

H. B. No. 77, A bill to be entitled "An Act defining the term 'open saloon'; creating a Board of Liquor Control; prescribing rules and regulations, and regulating the manufacture, sale, importation, transportation, and possession of alcoholic liquors; providing for the right of local option; etc., and declaring an emergency."

Mr. Morse moved that the four bills, now on the Speaker's desk, which relate to the regulation of the sale of liquors, be laid before the House, that each author be given thirty minutes in which to explain the bill, that the House then decide, by vote, on the bill to be considered, and that the bill so decided on be open for amendments as to the "administration" and the "amount of tax," only.

The motion was lost (not receiving the necessary two-thirds vote) by the following vote:

Yeas—68

Ash  
Atchison

Bergman  
Bradbury

Bradford	Luker
Cagle	Mauritz
Calvert	McCalla
Celaya	McFarland
Clayton	McKee
Collins	McKinney
Colson	Moore
Cooper	Morse
Crossley	Newton
Dunagan	Nicholson
Dunlap of Hays	Olsen
Dunlap of Kleberg	Payne
Duvall	Pope
Dwyer	Reader
Fisher	Reed of Dallas
Ford	Riddle
Frazer	Roach of Hunt
Fuchs	Roark
Glass	Roberts
Good	Rogers
Greathouse	Russell
Hanna	Rutta
Hardin	Settle
Harris of Dallas	Smith
Holland	Steward
Hoskins	Stinson
Huddleston	Tarwater
Hyder	Thornton
Jackson	Tillery
James	Waggoner
Jones of Falls	Walker
Knetsch	Young
Nays—56	
Adamson	Leath
Adkins	Lemens
Aikin	Lindsey
Alsup	Lotief
Beck	Lucas
Broyles	McConnell
Burton	Moffett
Canon	Morris
Cowley	Morrison
Craddock	Palmer
England	Patterson
Fain	Petsch
Farmer	Quinn
Fox	Reed of Bowie
Gibson	Roach of Angelina
Graves	Roane
Gray	Scarborough
Hankamer	Sessions
Harris of Archer	Shofner
Herzik	Stovall
Hodges	Tennyson
Hunt	Venable
Hunter	Wells
Jones of Shelby	Westfall
Jones of Wise	Wood of Harrison
Keefe	Wood of Montague
Lanning	Worley
Latham	Youngblood

## Absent

Alexander	Hofheinz
Colquitt	Howard
Davisson	Jefferson
of Eastland	King
Dickison	Lange
Hill	Stanfield

## Absent—Excused

Bourne	Fitzwater
Butler of Brazos	Hartzog
Butler of Karnes	Head
Caldwell	Jones of Atascosa
Daniel	Leonard
Davis	Padgett
Davison of Fisher	Spears

Mr. Hankamer raised a point of order on further consideration of the House Bill No. 77, on the ground that the printed bill has not been on the members' desks twenty-four hours.

The Speaker overruled the point of order.

The Speaker then laid House Bill No. 77 before the House, and it was read second time.

Mr. Petsch offered the committee amendment to the bill, which amendment was ordered not printed in the Journal, same having been printed in connection with the bill.

Mr. Petsch offered the following amendments to the committee amendment:

Amend committee amendment to House Bill No. 77, page 9, line 31, by striking out the period occurring in line 31, and adding the following language:

"And such other permits and licenses as are hereafter referred to and expressly authorized."

Amend committee amendment to House Bill No. 77, page 2, line 22, by inserting between lines 22 and 23, a new paragraph to be known as subparagraph D-(1) to read as follows:

"For the purpose of this Act all liquors containing alcohol in excess of 1% by volume shall be deemed 'intoxicating liquors'."

The amendments were severally adopted.

Mr. Morse offered a substitute for the committee amendment by Mr. Petsch, which substitute was ordered not printed in the Journal, same being the printed copy of House Bill No. 79.

Question—Shall the substitute by Mr. Morse be adopted?

## MESSAGE FROM THE SENATE

Austin, Texas, November 4, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House the Senate has adopted the following:

H. C. R. No. 4, Granting Continental Assurance Company of Chicago, Ill., permission to sue the State of Texas and the Texas Prison System.

The Senate has refused to concur in House amendments to Senate Concurrent Resolution No. 7, and requests the appointment of a conference committee to adjust the differences between the two Houses.

The following have been appointed on the part of the Senate:

Senators Davis, Rawlings, Holbrook, Collie and Cotten.

Respectfully,

BOB BARKER,  
Secretary of the Senate.

### CONFERENCE COMMITTEE ON SENATE CONCURRENT RESOLUTION NO. 7

On motion of Mr. Beck, the House granted the request of the Senate, for the appointment of a conference committee to adjust the differences between the House and Senate on Senate Concurrent Resolution No. 7.

In accordance with the above action, the Speaker announced the appointment of the following Conference Committee:

Messrs. Clayton, McFarland, Mauritz, Beck and Fisher.

### CONFERENCE COMMITTEE REPORT ON HOUSE BILL NO. 57

Mr. McKinney submitted the following Conference Committee Report on House Bill No. 57:

Committee Room,

Austin, Texas, November 1, 1935.

Hon. Walter F. Woodul, President of the Senate.

Hon. Coke R. Stevenson, Speaker of the House of Representatives.

Sirs: We, your Conference Committee, appointed to adjust the differences between the House and Senate on House Bill No. 57, have had same under consideration and beg to report back with recommendations

that it do pass in the form attached hereto.

H. B. No. 57.

# A BILL

## To Be Entitled

An Act fixing the compensation of District Attorneys in certain Judicial Districts in this State and in Judicial Districts composed of two or more counties in one of which there is a city containing a population of not less than ninety thousand (90,000) inhabitants according to the last preceding Federal Census; providing such compensation shall include the Five Hundred (\$500.00) Dollars per year now allowed by the Constitution; providing that this Act shall not deprive such District Attorneys of their expense allowance; providing for the re-appropriation of all monies heretofore appropriated to pay fees, salaries and per diem accounts of the officers named herein; providing for the disposition of fees, commissions and perquisites earned and collected by such District Attorneys; providing that nothing in this Act shall affect the law now in existence with reference to assistant district attorneys, investigators and stenographers, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. From and after January 1st, 1936, in all judicial districts in this State the district attorney in each such district shall receive from the State as pay for his services the sum of Four Thousand (\$4,000.00) Dollars per year, which said Four Thousand (\$4000.00) Dollars shall include the Five Hundred (\$500.00) Dollars salary per year now allowed such district attorneys by the Constitution of this State; providing that in all judicial districts in this State composed of two or more counties in one of which such counties there is a city containing a population of not less than ninety thousand (90,000) inhabitants according to the last preceding Federal Census, the district attorney of such district shall receive from the State as pay for his services the sum of Five Thousand

Five Hundred (\$5,500.00) Dollars per year, which said Five Thousand Five Hundred (\$5,500.00) Dollars shall include the Five Hundred (\$500.00) Dollars salary per year now allowed such district attorneys by the Constitution of this State. Such salary shall be paid in twelve (12) equal monthly installments upon warrants drawn by the Comptroller of Public Accounts upon the State Treasury. Provided that nothing in this Act shall be construed so as to deprive district attorneys of the expense allowance allowed or which may hereafter be allowed by law.

Section 2. All monies heretofore appropriated by the Legislature to pay fees, salaries and per diem accounts of the officers named in this Act are hereby re-appropriated for the purpose of paying the salaries fixed by this Act.

Section 3. All fees, commissions and perquisites which may be earned and collected by district attorneys affected by this Act shall be paid into the County Treasury of the counties in which such fees are earned for the account of the proper fund.

Section 4. Nothing in this Act shall be construed to repeal or in any manner affect any law now in existence with reference to assistant district attorneys, investigators or stenographers in judicial districts included in this Act.

Section 5. Nothing in this Act shall affect Criminal District Attorneys whose district is composed of only one county.

Section 6. The fact that the people of this State have adopted a Constitutional Amendment abolishing the fee system as a method of compensating district, county and precinct officials and that said amendment will become operative on the first day of January, 1936, and the further fact that there is no law now in existence which after said date will provide for the compensation of such district attorneys, create an emergency and an imperative public necessity requiring that the constitutional rule, requiring bills to be read on three several days in each House, be, and the same is hereby, suspended and this Act shall

take effect and be in force from and after its passage, and it is so enacted.

Respectfully submitted,

BURNS,  
BLACKERT,  
COLLIE,  
REGAN,

On the part of the Senate.

ALEXANDER,  
KING,  
HANKAMER,  
LANGE,  
FISHER,

On the part of the House.

(Mr. Tillery in the Chair.)

On motion of Mr. McKinney, the Conference Committee Report was adopted by the following vote:

Yeas—100

Adamson	Holland
Alexander	Howard
Alsup	Huddleston
Ash	Hunt
Atchison	Jackson
Beck	James
Bergman	Jones of Falls
Bradbury	Jones of Shelby
Bradford	Keefe
Burton	King
Butler of Brazos	Knetsch
Celaya	Latham
Clayton	Lindsey
Collins	Lotief
Colson	Mauritz
Cooper	McCalla
Cowley	McConnell
Craddock	McFarland
Crossley	McKee
Davison	McKinney
of Eastland	Moore
Dickison	Morrison
Dunagan	Morse
Dunlap of Kleberg	Newton
Duvall	Olsen
England	Palmer
Farmer	Patterson
Ford	Payne
Fox	Petsch
Frazer	Pope
Gibson	Quinn
Good	Reader
Greathouse	Reed of Bowie
Hankamer	Reed of Dallas
Hanna	Riddle
Harris of Archer	Roach of Angelina
Harris of Dallas	Roach of Hunt
Head	Roark
Herzik	Roberts
Hill	Rogers
Hodges	Russell
Hofheinz	Rutta

Scarborough  
Sessions  
Settle  
Shofner  
Steward  
Stinson  
Stovall  
Tarwater  
Thornton

Venable  
Waggoner  
Wells  
Westfall  
Wood of Harrison  
Wood of Montague  
Young  
Youngblood

Nays—21

Adkins  
Aikin  
Broyles  
Canon  
Fain  
Fisher  
Fuchs  
Glass  
Graves  
Gray  
Hardin

Hunter  
Jones of Wise  
Lanning  
Lemens  
Lucas  
Luker  
Moffett  
Morris  
Tennyson  
Walker

Present—Not Voting

Cagle  
Tillery

Worley

Absent

Calvert  
Colquitt  
Dunlap of Hays  
Dwyer  
Hoskins  
Hyder  
Jefferson

Lange  
Leath  
Nicholson  
Roane  
Smith  
Stanfield

Absent—Excused

Bourne	Fitzwater
Butler of Karnes	Hartzog
Caldwell	Jones of Atascosa
Daniel	Leonard
Davis	Padgett
Davison of Fisher	Spears

## MESSAGE FROM THE SENATE

Austin, Texas, November 4, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House the Senate has adopted the following:

S. C. R. No. 8, Resolved that it was the intention that the State's Indian Agent receive compensation from the Federal Government.

S. C. R. No. 5, Resolved that such disabled and aged veterans be given preference in State employment.

S. C. R. No. 4, Authorizing the depositors of the insolvent Texas Na-

tional Bank of Fort Worth, Texas or its receiver to sue the State of Texas.

Respectfully,  
BOB BARKER,  
Secretary of the Senate.

#### SENATE BILL ON FIRST READING

The following Senate bill, received from the Senate today, was laid before the House, read first time, and referred to the appropriate committee, as follows:

Senate Bill No. 15, to the Committee on Highways and Motor Traffic.

#### MESSAGE FROM THE SENATE

Austin, Texas, November 4, 1935.  
Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has refused to concur in House amendments to Senate Bill No. 5, and requests the appointment of a conference committee to adjust the differences between the two Houses.

The following have been appointed on the part of the Senate:

Senators DeBerry, Oneal, Pace, Davis and Moore.

Respectfully,  
BOB BARKER,  
Secretary of the Senate.

#### RECESS

On motion of Mr. Dunagan, the House at 12:00 o'clock m., took recess to 2:00 o'clock p. m., today.

#### AFTERNOON SESSION

The House met at 2:00 o'clock p. m., and was called to order by the Speaker.

#### LEAVES OF ABSENCE GRANTED

(By unanimous consent)

Mr. Caldwell was granted leave of absence for today, on account of important business, on motion of Mr. Good.

The following members of the Conference Committee on House Bill No. 26 were granted leaves of absence for this afternoon, on account of important committee work on House Bill No. 26:

Messrs. Morrison, Gray, Russell, Calvert and Jones of Atascosa.

#### BILL ORDERED NOT PRINTED

On motion of Mr. Alexander, House Bill No. 93 was ordered not printed.

#### MESSAGE FROM THE SENATE

Austin, Texas, November 4, 1935.  
Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has adopted the Conference Committee Report on House Bill No. 57 by the following vote:

Yeas 26, nays 2.

Respectfully,  
BOB BARKER,  
Secretary of the Senate.

#### AUTHORIZING CERTAIN COR- RECTION IN HOUSE BILL NO. 57

Mr. McKinney offered the following resolution:

H. C. R. No. 12, Authorizing certain correction in House Bill No. 57.

Whereas, House Bill No. 57 has passed the House and Senate; and

Whereas, The House and Senate adopted a Conference Committee Report on said House Bill No. 57; and

Whereas, The caption of the Conference Committee Report does not conform with the body of the bill; now, therefore, be it

Resolved by the House of Representatives, the Senate concurring, That the Enrolling Clerk of the House be instructed to amend the caption to conform to the body of the bill.

The resolution was read second time, and was adopted.

#### BILL AND RESOLUTION SIGNED BY THE SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof, and their captions had been read severally, the following enrolled bill and resolution:

H. C. R. No. 4, Granting the Continental Assurance Company permission to sue the State.

H. B. No. 57, "An Act fixing the compensation of District Attorneys in Judicial Districts composed of two or more counties; providing that this Act shall not deprive such District



Attorneys of their expense allowance; providing for the disposition of fees; commissions and perquisites earned and collected by such District Attorneys; etc., and declaring an emergency."

#### REQUEST OF SENATE GRANTED

On motion of Mr. Knetsch, the House granted the request of the Senate for the appointment of a conference committee to adjust the differences between the House and Senate on Senate Bill No. 5.

In accordance with the above action, the Speaker announced the appointment of the following Conference Committee:

Messrs. Knetsch, Alsup, McCalla, Duvall and Lindsey.

Mr. Reader moved a call of the House for the purpose of maintaining a quorum until 5:00 o'clock p. m., today, and the call was duly ordered.

On motion of Mr. Reader, the Sergeant-at-Arms was instructed to bring in all absent members within the city who are not ill.

The roll of the House was called, and the following Members were present:

Adamson	Fox
Adkins	Fuchs
Aikin	Gibson
Alexander	Glass
Alsup	Good
Ash	Graves
Atchison	Hankamer
Bradbury	Hardin
Bradford	Harris of Archer
Broyles	Harris of Dallas
Burton	Head
Butler of Karnes	Herzik
Cagle	Hodges
Canon	Hofheinz
Clayton	Holland
Collins	Hoskins
Colson	Huddleston
Cooper	Hunter
Cowley	Hyder
Craddock	Jackson
Crossley	James
Dickison	Jones of Falls
Dunagan	Jones of Shelby
Dunlap of Hays	Jones of Wise
Dunlap of Kleberg	Keefe
Duvall	Lanning
England	Latham
Fain	Leath
Farmer	Lemens
Fisher	Lindsey

Lucas	Roane
Mauritz	Roark
McCalla	Rogers
McConnell	Rutta
McFarland	Sessions
McKee	Settle
Moffett	Smith
Moore	Steward
Morris	Stinson
Morse	Stovall
Newton	Tarwater
Nicholson	Tennyson
Olsen	Thornton
Palmer	Tillery
Patterson	Venable
Payne	Waggoner
Petsch	Walker
Pope	Wells
Quinn	Westfall
Reader	Wood of Harrison
Reed of Bowie	Wood of Montague
Reed of Dallas	Worley
Roach of Angelina	Young
Roach of Hunt	Youngblood

#### Absent

Beck	Hunt
Bergman	Jefferson
Butler of Brazos	King
Celaya	Knetsch
Colquitt	Lange
Davisson	Lotief
of Eastland	Luker
Dwyer	McKinney
Ford	Riddle
Frazer	Roberts
Greathouse	Scarborough
Hanna	Shofner
Hill	Stanfield
Howard	

#### Absent—Excused

Bourne	Hartzog
Caldwell	Jones of Atascosa
Calvert	Leonard
Daniel	Morrison
Davis	Padgett
Davison of Fisher	Russell
Fitzwater	Spears
Gray	

A quorum was announced present.  
(Mr. Knetsch in the Chair.)

#### GRANTING A. F. GASTON PERMISSION TO SUE THE STATE

The Chair laid before the House, for consideration at this time, H. C. R. No. 7, by Mr. Walker, Granting A. F. Gaston permission to sue the State.

The resolution having heretofore been read second time and referred to the Committee on State Affairs.

The Committee on State Affairs having recommended the adoption of the resolution.

Question recurring on the resolution, it was adopted.

#### GRANTING S. A. CASTLEBURY PERMISSION TO SUE THE STATE

The Chair laid before the House, for consideration at this time, H. C. R. No. 8, by Mr. McFarland, Granting S. A. Castlebury permission to sue the State.

The resolution having heretofore been read second time and referred to the Committee on State Affairs.

The Committee on State Affairs having recommended the adoption of the resolution.

Question recurring on the resolution, it was adopted.

#### HOUSE BILL NO. 93 ON SECOND READING

Mr. Alexander moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 93 be placed on its second reading and passage to engrossment, and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—105

Adamson	Dunlap of Hays
Adkins	England
Aikin	Fain
Alexander	Farmer
Alsup	Fisher
Ash	Ford
Atchison	Fox
Bradbury	Fuchs
Bradford	Gibson
Broyles	Glass
Burton	Good
Butler of Karnes	Graves
Cagle	Hankamer
Canon	Hanna
Celaya	Hardin
Clayton	Harris of Archer
Collins	Harris of Dallas
Colson	Head
Cooper	Herzik
Cowley	Hodges
Craddock	Hofheinz
Dickison	Holland
Dunagan	Hoskins

Huddleston	Pope
Jackson	Quinn
Jones of Falls	Reader
Jones of Shelby	Reed of Bowie
Jones of Wise	Reed of Dallas
Keefe	Roach of Angelina
Lanning	Roach of Hunt
Latham	Roane
Leath	Roark
Lemens	Rogers
Lindsey	Rutta
Lotief	Settle
Lucas	Shofner
Mauritz	Smith
McCalla	Steward
McConnell	Stinson
McFarland	Stovall
McKee	Tarwater
McKinney	Tennyson
Moffett	Thornton
Moore	Venable
Morris	Waggoner
Morse	Walker
Newton	Wells
Nicholson	Westfall
Olsen	Wood of Montague
Palmer	Worley
Patterson	Young
Payne	Youngblood
Petsch	

Nays—1

Crossley

Absent

Beck	Hunter
Bergman	Hyder
Butler of Brazos	James
Colquitt	Jefferson
Davisson	King
of Eastland	Lange
Dunlap of Kleberg	Luker
Duvall	Riddle
Dwyer	Roberts
Frazer	Scarborough
Greathouse	Sessions
Hill	Stanfield
Howard	Tillery
Hunt	Wood of Harrison

Absent—Excused

Bourne	Hartzog
Caldwell	Jones of Atascosa
Calvert	Leonard
Daniel	Morrison
Davis	Padgett
Davison of Fisher	Russell
Fitzwater	Spears
Gray	

The Chair then laid before the House, on its second reading and passage to engrossment,

H. B. No. 93, A bill to be entitled "An Act creating a special road law for Childress County, Texas, providing that said county may fund or refund the indebtedness outstanding against its road and bridge fund as of September 14, 1935, setting forth the method of operation; validating the indebtedness proposed to be funded or refunded; validating all acts and proceedings heretofore had by the commissioners court of said county and officers thereof, in respect to the funding or refunding of said indebtedness; etc., and declaring an emergency."

The bill was read second time, and was passed to engrossment.

### HOUSE BILL NO. 93 ON THIRD READING

The Chair then laid House Bill No. 93 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

#### Yeas—105

Adamson	Good
Adkins	Hankamer
Aikin	Hanna
Alexander	Harris of Archer
Alsup	Harris of Dallas
Ash	Head
Atchison	Herzik
Bradbury	Hodges
Bradford	Hofheinz
Broyles	Holland
Burton	Hoskins
Butler of Karnes	Huddleston
Canon	Jackson
Celaya	Jones of Falls
Clayton	Jones of Shelby
Collins	Jones of Wise
Colson	Keefe
Cooper	Lanning
Cowley	Latham
Craddock	Leath
Crossley	Lemens
Dickison	Lindsey
Dunagan	Lotief
Dunlap of Hays	Lucas
Duvall	Mauritz
England	McCalla
Fain	McConnell
Farmer	McFarland
Fisher	McKee
Ford	McKinney
Fox	Moffett
Fuchs	Moore
Gibson	Morris
Glass	Morse

Newton	Shofner
Nicholson	Smith
Olsen	Steward
Patterson	Stinson
Payne	Stovall
Petsch	Tarwater
Pope	Tennyson
Quinn	Thornton
Reader	Venable
Reed of Bowie	Waggoner
Reed of Dallas	Walker
Roach of Angelina	Wells
Roach of Hunt	Westfall
Roane	Wood of Harrison
Roark	Wood of Montague
Rogers	Worley
Rutta	Young
Sessions	Youngblood
Settle	

#### Nays—1

Graves

#### Present—Not Voting

Cagle	Luker
Hardin	

#### Absent

Beck	Hunter
Bergman	Hyder
Butler of Brazos	James
Colquitt	Jefferson
Davisson	King
of Eastland	Lange
Dunlap of Kleberg	Palmer
Dwyer	Riddle
Frazer	Roberts
Greathouse	Scarborough
Hill	Stanfield
Howard	Tillery
Hunt	

#### Absent—Excused

Bourne	Hartzog
Caldwell	Jones of Atascosa
Calvert	Leonard
Daniel	Morrison
Davis	Padgett
Davison of Fisher	Russell
Fitzwater	Spears
Gray	

### RELATIVE TO EMPLOYMENT OF CERTAIN WAR VETERANS

Mr. Rogers called up for consideration at this time, the following resolution:

S. C. R. No. 5, Relative to employment of certain war veterans.

Whereas, The State of Texas furnished about 200,000 men for the armed forces of the United States during the World War and about

14,000 during the Spanish-American War; and

Whereas, The State of Texas has not passed any beneficial Legislation in behalf of the war veterans since 1918; and

Whereas, There are many thousands of Veterans of the World War and Spanish-American War now residents of Texas; and many of these Veterans are now disabled and aged who are not drawing any compensation from the Federal Government by reason of the disability not being service connected, and cannot secure employment because of such disability or age; and

Whereas, Veterans of the World War, through the American Legion, and Veterans of Foreign Wars, and Spanish-American War Veterans, in convention have passed resolutions calling attention to this condition; now, therefore, be it

Resolved by the Legislature of the State of Texas, That such disabled and aged Veterans be given preference in State employment when such Veterans are qualified to perform the service that may be required; and be it further

Resolved, That the heads of the several Departments of the State government are petitioned to give such Veterans consideration for positions they are competent to fill; and be it further

Resolved, That a copy of this resolution be sent the directing heads of all State Departments.

The resolution was read second time, and was adopted.

#### HOUSE BILL NO. 77 ON PASSAGE TO ENGROSSMENT

The House resumed consideration of pending business same being House Bill No. 77, relative to the manufacture and sale of alcoholic liquors.

The bill having been read second time on this morning, with committee amendment by Mr. Petsch and substitute by Mr. Morse, for the committee amendment, pending.

(Speaker in the Chair.)

Mr. Petsch moved to table the substitute amendment by Mr. Morse.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table was lost by the following vote:

Yeas—56

Adamson	Jones of Shelby
Adkins	Jones of Wise
Aikin	Keefe
Alexander	Lanning
Alsup	Latham
Beck	Lemens
Bradbury	Lindsey
Broyles	Lucas
Burton	McConnell
Cagle	Moffett
Canon	Palmer
Cooper	Petsch
Cowley	Reed of Bowie
Craddock	Roach of Angelina
Dunlap of Hays	Roach of Hunt
Fain	Rogers
Farmer	Sessions
Fox	Shofner
Gibson	Stovall
Glass	Tarwater
Graves	Tennyson
Hardin	Venable
Harris of Archer	Walker
Head	Wells
Hodges	Westfall
Huddleston	Wood of Harrison
Hunt	Wood of Montague
Hyder	Youngblood

Nays—64

Ash	James
Bergman	Jones of Falls
Butler of Karnes	King
Celaya	Knetsch
Clayton	Leath
Collins	Lotief
Colquitt	Luker
Colson	Mauritz
Crossley	McCalla
Davisson	McFarland
of Eastland	McKee
Dickison	McKinney
Dunagan	Moore
Dunlap of Kleberg	Morse
Duvall	Nicholson
Dwyer	Olsen
Fisher	Patterson
Ford	Payne
Frazer	Pope
Fuchs	Quinn
Good	Reader
Greathouse	Reed of Dallas
Hankamer	Roane
Hanna	Roark
Harris of Dallas	Roberts
Herzik	Rutta
Hill	Scarborough
Hofheinz	Settle
Holland	Smith
Hoskins	Steward
Jackson	Stinson

Thornton Young  
Waggoner  
Present—Not Voting

Atchison Newton  
England Worley  
Morris

## Absent

Bradford Lange  
Butler of Brazos Riddle  
Howard Stanfield  
Hunter Tillery  
Jefferson

## Absent—Excused

Bourne Hartzog  
Caldwell Jones of Atascosa  
Calvert Leonard  
Daniel Morrison  
Davis Padgett  
Davison of Fisher Russell  
Fitzwater Spears  
Gray

## PAIRED

Mr. Newton (present), who would vote "nay," with Mr. Davis (absent), who would vote "yea."

Mr. England (present), who would vote "yea," with Mr. Jefferson (absent), who would vote "nay."

Mr. Worley (present), who would vote "yea," with Mr. Caldwell (absent), who would vote "nay."

Mr. Morris (present), who would vote "yea," with Mr. Hartzog (absent), who would vote "nay."

Mr. Atchison (present), who would vote "yea," with Mr. Howard (absent), who would vote "nay."

Question recurring on the substitute amendment by Mr. Morse, yeas and nays were demanded.

The roll of the House was called and the vote announced as follows:

Yeas 65, nays 61.

A verification of the vote was requested.

The roll of the "yeas" and "nays" was again called and the verified vote resulted as follows:

## Yeas—64

Ash Colquitt  
Bergman Colson  
Bradford Cooper  
Butler of Karnes Crossley  
Celaya Davisson  
Clayton of Eastland  
Collins Dickison

Dunagan McFarland  
Duvall McKee  
Dwyer McKinney  
Fisher Moore  
Ford Morse  
Frazer Nicholson  
Fuchs Olsen  
Good Payne  
Greathouse Pope  
Hankamer Quinn  
Hanna Reader  
Harris of Dallas Reed of Dallas  
Herzik Roane  
Hill Roark  
Hofheinz Roberts  
Holland Rutta  
Hoskins Scarborough  
Jackson Settle  
James Smith  
Jones of Falls Stanfield  
King Steward  
Knetsch Stinson  
Lotief Thornton  
Luker Waggoner  
Mauritz Young  
McCalla

## Nays—61

Adamson Jones of Wise  
Adkins Keefe  
Aikin Lanning  
Alexander Latham  
Alsup Lemens  
Beck Lindsey  
Bradbury Lucas  
Broyles McConnell  
Burton Moffett  
Cagle Morris  
Calvert Morrison  
Canon Palmer  
Cowley Patterson  
Craddock Petsch  
England Reed of Bowie  
Fain Roach of Angelina  
Farmer Roach of Hunt  
Fox Rogers  
Gibson Sessions  
Glass Stovall  
Graves Tarwater  
Gray Tennyson  
Hardin Tillery  
Harris of Archer Venable  
Head Walker  
Hodges Wells  
Huddleston Westfall  
Hunt Wood of Harrison  
Hunter Wood of Montague  
Hyder Youngblood  
Jones of Shelby

## Present—Not Voting

Atchison Newton  
Dunlap of Hays Worley

## Absent

Butler of Brazos	Lange
Dunlap of Kleberg	Leath
Howard	Riddle
Jefferson	Shofner

## Absent—Excused

Bourne	Hartzog
Caldwell	Jones of Atascosa
Daniel	Leonard
Davis	Padgett
Davison of Fisher	Russell
Fitzwater	Spears

## PAIRED

Mr. Dunlap of Hays (present), who would vote "nay," with Mr. Jefferson (absent), who would vote "yea."

Mr. Atchison (present), who would vote "nay," with Mr. Howard (absent), who would vote "yea."

Mr. Worley (present), who would vote "nay," with Mr. Caldwell (absent), who would vote "yea."

Mr. Newton (present), who would vote "yea," with Mr. Davis (absent), who would vote "nay."

The Speaker announced that the substitute amendment by Mr. Morse was adopted.

Mr. Thornton offered the following amendment to the amendment by Mr. Morse:

Amend the amendment by adding the following between lines 35 and 36, on page 22:

"It is further especially provided that no "Type D" liquors shall be sold by the holder of any vendors permit either in "wet" areas or "dry" areas as herein defined unless and until the same shall have been approved by a majority of the voters at a local option election held for that purpose as herein provided, and provided further that in case those parts of this Act submitting such issue for election are (is) held unconstitutional, the remainder of this Act shall nevertheless remain in effect."

THORNTON,  
McCALLA,  
PETSCH,  
ASH,  
HARRIS of Dallas,  
JAMES.

Question recurring on the amendment by Mr. Thornton, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—79

Adamson	Latham
Alexander	Leath
Ash	Luker
Atchison	Mauritz
Bergman	McCalla
Bradford	McFarland
Butler of Karnes	McKee
Cagle	McKinney
Celaya	Moffett
Collins	Moore
Colquitt	Morse
Colson	Newton
Cooper	Nicholson
Crossley	Palmer
Davisson	Patterson
of Eastland	Payne
Dickison	Petsch
Dunagan	Quinn
Duvall	Reader
Fain	Reed of Dallas
Fisher	Roach of Hunt
Ford	Roark
Fuchs	Roberts
Gibson	Rogers
Glass	Rutta
Good	Scarborough
Greathouse	Shofner
Hanna	Smith
Harris of Archer	Stanfield
Harris of Dallas	Steward
Herzik	Stinson
Hill	Tarwater
Hodges	Tennyson
Hofheinz	Thornton
Holland	Waggoner
Hoskins	Walker
James	Wells
Jones of Falls	Wood of Montague
Jones of Wise	Worley
King	Young

Nays—36

Aikin	Jackson
Alsup	Jones of Shelby
Beck	Keefe
Broyles	Knetsch
Burton	Lanning
Canon	Lemens
Clayton	Lindsey
Cowley	Lotief
Craddock	Lucas
England	McConnell
Farmer	Olsen
Fox	Reed of Bowie
Graves	Stovall
Hankamer	Tillery
Head	Venable
Huddleston	Westfall
Hunt	Wood of Harrison
Hunter	Youngblood

Present—Not Voting	
Bradbury	Sessions
Absent	
Adkins	Jefferson
Butler of Brazos	Lange
Dunlap of Hays	Morris
Dunlap of Kleberg	Pope
Dwyer	Riddle
Frazer	Roach of Angelina
Hardin	Roane
Howard	Settle
Hyder	

Absent—Excused	
Bourne	Hartzog
Caldwell	Jones of Atascosa
Calvert	Leonard
Daniel	Morrison
Davis	Padgett
Davison of Fisher	Russell
Fitzwater	Spears
Gray	

Mr. McConnell offered a substitute for the amendment by Mr. Morse, which amendment was ordered not printed in the Journal.

Question recurring on the substitute amendment by Mr. McConnell, yeas and nays were demanded.

The substitute amendment was lost by the following vote:

Yeas—40	
Aikin	Keefe
Alsup	Lanning
Beck	Lindsey
Bradbury	Lucas
Bradford	McConnell
Broyles	Moffett
Cowley	Morris
Craddock	Palmer
England	Roach of Angelina
Fain	Sessions
Farmer	Stovall
Fox	Tarwater
Glass	Tennyson
Harris of Archer	Venable
Head	Walker
Hodges	Wells
Huddleston	Westfall
Hunt	Wood of Harrison
Jones of Shelby	Wood of Montague
Jones of Wise	Youngblood

Nays—79	
Adamson	Bergman
Adkins	Burton
Alexander	Butler of Karnes
Ash	Cagle
Atchison	Celaya

Clayton	Lemens
Collins	Luker
Colquitt	Mauritz
Colson	McCalla
Cooper	McFarland
Crossley	McKee
Davisson	McKinney
of Eastland	Moore
Dickison	Morse
Dunlap of Hays	Newton
Duvall	Nicholson
Dwyer	Olsen
Fisher	Patterson
Ford	Payne
Fuchs	Petsch
Gibson	Quinn
Good	Reader
Graves	Reed of Dallas
Greathouse	Roach of Hunt
Hankamer	Roane
Hanna	Roark
Harris of Dallas	Roberts
Hill	Rogers
Hofheinz	Rutta
Holland	Scarborough
Hoskins	Settle
Hunter	Smith
Hyder	Stanfield
Jackson	Steward
James	Stinson
Jones of Falls	Thornton
King	Tillery
Knetsch	Waggoner
Latham	Worley
Leath	Young

Present—Not Voting	
Herzik	Shofner
Absent	
Butler of Brazos	Jefferson
Canon	Lange
Dunagan	Lotief
Dunlap of Kleberg	Pope
Frazer	Reed of Bowie
Hardin	Riddle
Howard	
Absent—Excused	
Bourne	Hartzog
Caldwell	Jones of Atascosa
Calvert	Leonard
Daniel	Morrison
Davis	Padgett
Davison of Fisher	Russell
Fitzwater	Spears
Gray	

#### PAIRED

Mr. Shofner (present), who would vote "yea," with Mr. Hartzog (absent), who would vote "nay."

Mr. Bradbury offered a substitute for the amendment by Mr. Morse, which amendment was ordered not printed in the Journal, same being the printed copy of House Bill No. 87.

(Mr. Venable in the Chair.)

Question — Shall the substitute amendment by Mr. Bradbury, be adopted?

#### ADJOURNMENT.

Mr. Scarborough moved that the House adjourn until 9:30 o'clock a. m., tomorrow.

Mr. Quinn moved that the House recess to 8:00 o'clock p. m., today.

Question recurring on the motion by Mr. Scarborough, it prevailed, and the House, accordingly, at 5:10 o'clock p. m., adjourned until 9:30 o'clock a. m., tomorrow.

#### APPENDIX

##### STANDING COMMITTEE REPORTS

The following committees have filed favorable reports on bills and resolutions as follows:

Counties: House Bill No. 94.

Education: Senate Bill No. 10.

Highways and Motor Traffic: Senate Bill No. 15 and House Bill No. 93.

Privileges, Suffrage and Elections: House Bill No. 88.

State Affairs: House Concurrent Resolutions Nos. 7 and 8.

Revenue and Taxation: House Bill No. 92.

##### REPORTS OF THE COMMITTEE ON ENGROSSED BILLS

Committee Room,  
Austin, Texas, November 4, 1935.  
Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. C. R. No. 7, Granting A. F. Gaston permission to sue the State.

Has carefully compared same and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,  
Austin, Texas, November 4, 1935.  
Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. C. R. No. 8, Granting S. A. Castlebury permission to sue the State.

Has carefully compared same and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,  
Austin, Texas, November 4, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 93, A bill to be entitled "An Act creating a special Road Law for Childress County, Texas, providing that said county may fund or refund the indebtedness outstanding against its road and bridge fund as of September 14, 1935, setting forth the method of operation; validating the indebtedness proposed to be funded or refunded; validating all acts and proceedings heretofore had by the commissioners court of said county and officers thereof, in respect to the funding or refunding of said indebtedness; providing this law shall be cumulative of general laws on the subject of roads and bridges and general laws on funding and refunding bonds, not in conflict herewith; enacting provisions incident and relating to the subject and purpose of this Act; repealing all laws in conflict, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

HODGES, Chairman.

##### REPORTS OF THE COMMITTEE ON ENROLLED BILLS

Committee Room,  
Austin, Texas, November 4, 1935.  
Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills to whom was referred

H. C. R. No. 4, Granting the Continental Assurance Company of Chicago, Illinois, permission to bring suit against the State of Texas and the Texas Prison System.

Has carefully compared same and finds it correctly enrolled.

ATCHISON, Chairman.



Committee Room,  
Austin, Texas, November 4, 1935.  
Hon. Coke Stevenson, Speaker of the  
House of Representatives.

Sir: Your Committee on Enrolled  
Bills to whom was referred

H. B. No. 57, "An Act fixing the  
compensation of District Attorneys in  
certain Judicial Districts in this State  
and in Judicial Districts composed of  
two (2) or more counties in one (1)  
of which there is a city containing a  
population of not less than ninety  
thousand (90,000) inhabitants accord-  
ing to the last preceding Federal  
Census; providing such compensation  
shall include the Five Hundred  
(\$500.00) Dollars per year now al-  
lowed by the Constitution; providing  
that this Act shall not deprive such  
District Attorneys of their expense al-  
lowance; providing for the reappro-  
priation of all monies heretofore ap-  
propriated to pay fees, salaries and  
per diem accounts of the officers  
named herein; providing for the dis-  
position of fees, commissions and per-  
quisites earned and collected by such  
District Attorneys; providing that  
nothing in this Act shall affect the  
law now in existence with reference  
to assistant district attorneys, in-  
vestigators and stenographers, and de-  
claring an emergency."

Has carefully compared same and  
finds it correctly enrolled.

ATCHISON, Chairman.

#### EIGHTH DAY

(Tuesday, November 5, 1935)

The House met at 9:30 o'clock a.  
m., pursuant to adjournment, and was  
called to order by Speaker Stevenson.

The roll was called, and the Speaker  
announced that there was not a quo-  
rum present.

Mr. McCalla moved a call of the  
House for the purpose of securing  
and maintaining a quorum until 12:00  
o'clock m., today, and the call was  
duly ordered.

On motion of Mr. Lindsey, the Ser-  
geant-at-Arms was instructed to bring  
in all absent members within the city  
who are not ill.

The roll of the House was again  
called, and the following Members  
were present:

Mr. Speaker	Holland
Adamson	Huddleston
Adkins	Hunt
Aikin	Hunter
Alexander	Hyder
Alsup	Jackson
Ash	James
Atchison	Jefferson
Beck	Jones of Atascosa
Bergman	Jones of Falls
Bradbury	Jones of Shelby
Bradford	Jones of Wise
Broyles	Keefe
Burton	King
Butler of Brazos	Knetsch
Butler of Karnes	Lanning
Cagle	Latham
Caldwell	Leath
Calvert	Lemens
Canon	Leonard
Celaya	Lindsey
Clayton	Lotief
Collins	Lucas
Colquitt	Luker
Colson	Mauritz
Cooper	McCalla
Cowley	McConnell
Craddock	McFarland
Crossley	McKee
Daniel	McKinney
Davison of Fisher	Moffett
Davison	Moore
of Eastland	Morris
Dickison	Morrison
Dunagan	Morse
Dunlap of Hays	Newton
Dunlap of Kleberg	Nicholson
Duvall	Padgett
Dwyer	Palmer
England	Patterson
Fain	Payne
Farmer	Petsch
Fisher	Pope
Ford	Quinn
Fox	Reader
Frazer	Reed of Bowie
Fuchs	Reed of Dallas
Gibson	Riddle
Glass	Roach of Angelina
Good	Roach of Hunt
Graves	Roane
Gray	Roark
Greathouse	Roberts
Hankamer	Rogers
Hanna	Russell
Hardin	Rutta
Harris of Archer	Scarborough
Harris of Dallas	Sessions
Hartzog	Settle
Head	Shofner
Herzik	Smith
Hill	Spears
Hodges	Stanfield
Hofheinz	Steward